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*Attorneys for Defendant
Gravity Defyer Medical Technology Corp.*

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

CECELIA MOSHER-CLARK,

Plaintiff,

v.

GRAVITY DEFYER MEDICAL
TECHNOLOGY CORP.,

Defendant.

Case No. 4:22-cv-5288-HSG
OAKLAND DIVISION

**STIPULATION TO STAY
DISCOVERY PENDING RULING ON
MOTION TO DISMISS**

Pursuant to Civil L.R. 7-11, Defendant Gravity Defyer Medical Technology Corporation and Plaintiff Cecelia Mosher-Clark hereby stipulate to and request that the Court enter the accompanying proposed order staying all discovery in this action pending the Court's ruling on Defendant's Motion to Dismiss [Dkt. 31].

1 In support of this request, the Parties state that Gravity Defyer filed its Motion to Dismiss
2 Ms. Mosher-Clark's Amended Complaint on February 23, 2023. Ms. Mosher-Clark filed her
3 Opposition to that Motion on March 9, 2023, and Gravity Defyer filed its reply on April 7, 2023.
4 On May 12, 2023, the Clerk entered a Notice that the Court would decide the Motion without oral
5 argument.

6 On August 4, 2023, Ms. Mosher-Clark served her First Set of Requests for Production and
7 First Set of Interrogatories on Gravity Defyer.

8 On August 8, 2023, the Parties conferred and agreed that a stay of discovery pending the
9 Court's ruling on Gravity Defyer's Motion to Dismiss is appropriate and will avoid unnecessary
10 expenditure of resources in conducting discovery whose scope may be affected substantially by
11 the Court's ruling on Gravity Defyer's Motion.

12 The Parties therefore stipulate, subject to the Court's approval, to stay all discovery in this
13 action pending the Court's ruling on Gravity Defyer's Motion to Dismiss. The Parties further
14 stipulate that, within fourteen days of the Court's ruling, the Parties will file a status report and
15 proposed schedule regarding further deadlines in this matter.

Civil L.R. 5-1(h)(3) Attestation

I, Samuel A. Butler, attest that concurrence in the filing of this document has been obtained from the other signatory.

Dated: August 9, 2023

Respectfully submitted,

KELLER AND HECKMAN, LLP

/s/ Samuel A. Butler

Samuel A. Butler

Attorney for Defendant

Gravity Defyer Medical Technology Corp.

BURSOR & FISHER, P.A.

/s/ L. Timothy Fisher

L. Timothy Fisher

Attorney for Plaintiff Cecelia Mosher-Clark

STIPULATION TO STAY DISCOVERY

Case No. 4:22-cv-5288-HSG


ORDER

The Court, having considered the Parties' Stipulation to Stay Discovery Pending Ruling on Motion to Dismiss, and good cause appearing, hereby orders as follows:

All discovery in this matter is hereby stayed pending the Court's ruling on Gravity Defyer's Motion to Dismiss the Amended Complaint [Dkt. 31]. The Parties are ordered to file a status report and proposed schedule regarding further deadlines in this matter within fourteen days of the Court's ruling on that Motion.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 8/9/2023


HON. HAYWOOD S. GILLIAM, JR.
United States District Judge